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14 *[Additional counsel listed on next page]*

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17 RICARDO DEL RIO, a California
18 resident, on behalf of himself, the proposed
class and collective class; JOSE
19 VALDIVIA, a California resident, on
behalf of himself, the proposed class and
20 collective class; JOSE PEREIRA, a
California resident, on behalf of himself,
21 the proposed class and collective class,

22 Plaintiffs,

23 v.

24 UBER TECHNOLOGIES, INC., a
Delaware Corporation, RASIER-CA, LLC,
25 a Delaware Limited Liability Company,
and DOES 1 through 10, inclusive,

26 Defendants.
27
28

Case No. 3:15-cv-03667-EMC
[Related to 3:13-cv-03826-EMC]

ASSIGNED FOR ALL PURPOSES TO
HONORABLE EDWARD M. CHEN

**JOINT STIPULATION TO CONTINUE
CASE MANAGEMENT CONFERENCE**

Current Date: August 24, 2017
Proposed New Date: November 30, 2017

Complaint Filed: August 11, 2015
FAC Filed: September 21, 2015
SAC Filed: April 27, 2016
Trial Date: None set

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17 Attorneys for Plaintiffs
18 RICARDO DEL RIO, JOSE VALDIVIA and JOSE PEREIRA

1 **JOINT STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE**

2 Pursuant to Civil Local Rule 7-12, Plaintiffs Ricardo Del Rio, Jose Valdivia, and Jose Pereira
3 (collectively “Plaintiffs”) and Defendants Uber Technologies, Inc. and Rasier-CA, LLC (collectively
4 “Uber”) (Plaintiffs and Defendants are collectively referred to as the “Parties”), by and through their
5 respective counsel of record, hereby stipulate as follows:

6 WHEREAS, the Court has previously stayed this matter due to the pending appeals in the 9th
7 Circuit regarding the validity of Uber’s arbitration agreements (Ninth Circuit Case No. 15-17475),
8 and the outcome of *Price v. Uber Technologies, Inc.*, Los Angeles County Superior Court Case No.
9 BC554512;

10 WHEREAS, oral argument regarding the 9th Circuit appeals is set for September 20, 2017;

11 WHEREAS, a proposed PAGA-only settlement has been submitted to the *Price* court for
12 approval. The request to approve the settlement has been fully briefed and submitted to the court as
13 of July 21, 2017, there have been several objections to the settlement and the parties are awaiting a
14 final ruling;

15 WHEREAS, this Court continued the *Johnston v. Uber Technologies, Inc.* (Case No. 3:16-
16 cv-03134-EMC) case management conference from August 24, 2017 to November 30, 2017;

17 WHEREAS, the Parties have met and conferred and agree that the pending 9th Circuit appeals
18 and the motion to approve the PAGA settlement in *Price* will have an impact on the scope of this
19 case; and

20 WHEREAS, the Parties believe it would be most efficient to continue the case management
21 conference to November 30, 2017 so that it may be heard at the same time as the *Johnston* case
22 management conference.

23 NOW THEREFORE, the Parties hereby stipulate, subject to the approval of this Court, that:

24 1. The Case Management Conference set for August 24, 2017, at 11:00 a.m., shall be
25 reset to November 30, 2017, at 10:30 a.m.;

26 2. Case Management Conference Statements shall be due on November 22, 2017.

27 3. The above-captioned case shall remain STAYED until the next Case Management
28 Conference.

IT IS SO STIPULATED

Dated: August 17, 2017

/s/Chris Hamner

CHRIS HAMNER

HAMNER LAW OFFICES, APC

Attorneys for Plaintiffs

RICARDO DEL RIO, JOSE VALDIVIA and JOSE PEREIRA

Dated: August 17, 2017.

/s/ Sophia Behnia

SOPHIA BEHNIA

LITTLER MENDELSON, P.C.

Attorneys for Defendants

UBER TECHNOLOGIES, INC. AND RASIER-CA, LLC

ATTESTATION OF FILER

I, Sophia Behnia, attest that concurrence in the filing of this document has been obtained from Chris Hamner, which shall serve in lieu of his signature on this document.

Dated this 17th day of August, 2017.

/s/ Sophia Behnia

SOPHIA BEHNIA

[~~PROPOSED~~] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 8 / 21, 2017

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